

# MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION

## Official Minutes March 9, 2005

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**MINUTES OF REGULARLY SCHEDULED HIGHWAYS AND  
TRANSPORTATION COMMISSION MEETING HELD IN  
JEFFERSON CITY, MISSOURI, ON WEDNESDAY, MARCH 9, 2005**

A regularly scheduled meeting of the Missouri Highways and Transportation Commission held on Wednesday, March 9, 2005, in Jefferson City, Missouri, was called to order at 9:30 a.m. by Bill McKenna, Chairman. The following Commissioners were present: Marjorie B. Schramm, Vice Chairman, James B. Anderson, Duane S. Michie, Larry D. Webber, and Wallace S. Hartsfield.

The meeting had been called pursuant to Section 226.120 of the 2000 Revised Statutes of Missouri, as amended. The Secretary verified that notice of the meeting was posted in keeping with Section 610.020 of the 2000 Revised Statutes of Missouri, as amended.

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Mr. Pete Rahn, Director of the Missouri Department of Transportation; Mr. Rich Tiemeyer, Chief Counsel for the Commission; and Mrs. Mari Ann Winters, Secretary to the Commission, were present on Wednesday, March 9, 2005.

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*"Department" or "MoDOT" herein refers to Missouri Department of Transportation.  
"Commission" or "MHTC" herein refers to Missouri Highways and Transportation Commission.*

## **CLOSED MEETING**

The agenda of the closed meeting was posted in keeping with Sections 610.020 and 610.022, RSMo., including the following statutory citations allowing the meeting to be closed:

1. Section 610.021(11), (12) – Specifications for competitive bidding, sealed bids, or negotiated contracts.
2. Section 610.021(1) – Legal actions and attorney-client privileged communications.
3. Section 610.021(3), (13) – Personnel administration regarding particular employees.

Immediately prior to closing its meeting, and upon motion duly made and seconded to convene in closed session, the Chairman asked for a voice vote of the members. The vote was as follows:

Commissioner McKenna, Aye  
Commissioner Schramm, Aye  
Commissioner Michie, Aye  
Commissioner Anderson, Aye  
Commissioner Webber, Aye  
Commissioner Hartsfield, Aye

The Commission met in the Closed Meeting from 8:30 a.m. until 9:30 a.m.

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## **ELECTION OF CHAIRMAN AND VICE CHAIRMAN**

In keeping with Section 226.030(2) of the Revised Statutes of Missouri, Commissioner Michie nominated Commissioner Schramm to serve as Chairman and Commissioner McKenna to serve as Vice Chairman until March 1, 2006, at which time Commissioner McKenna will assume the position of Chairman and Commissioner Schramm will assume the position of Vice Chairman. Commissioner Anderson seconded the motion and it was approved unanimously.

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**APPROVAL OF MINUTES, REGULARLY SCHEDULED  
HIGHWAYS AND TRANSPORTATION COMMISSION MEETING,  
FEBRUARY 2, 2005**

Upon motion by Commissioner Michie, seconded by Commissioner Webber, the Commission unanimously approved the minutes of its February 2, 2005, regularly scheduled meeting. The Chair and Secretary to the Commission were authorized and directed to sign and certify said minutes and to file same in the office of the Secretary.

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**CONSENT AGENDA**

In order to make the most efficient use of Commission meeting time and to ensure the Commission members are well informed on issues requiring their action, the staff prepares and submits to the Commission members, in advance of their meeting, internal memoranda consisting of advice, opinions, and recommendations related to the items on the Commission meeting agenda. Those items considered by the staff to be of a routine or noncontroversial nature are placed on a consent agenda. During the meeting, items can be removed from the consent agenda at the request of any one Commission member. The items that are not removed from the consent agenda are approved with a single motion and unanimous vote by a quorum of the members.

Minutes reflecting approval of items on the consent agenda are singly reported herein and intermingled with minutes reflecting action on related subjects that were openly discussed. Reference to "consent agenda" is made in each minute approved via the process described in the paragraph above. Minutes reflecting action on items removed from the consent agenda and openly discussed reflect the open discussion and vote thereon.

No items were removed from the consent agenda. Upon motion by Commissioner Michie, seconded by Commissioner McKenna, all items on the consent agenda were unanimously approved.

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## **REPORTS OF COMMISSION COMMITTEES AND COMMISSION RELATED BOARDS**

The Commission has five standing committees: Audit Committee, Bond Financing Committee, Building Committee, Compensation Committee, and Legislative Committee. In addition, it elects Commission representatives to two boards: Missouri Transportation Finance Corporation and MoDOT and Patrol Employees' Retirement System. The following committee reports were made during the March 9, 2005, meeting.

**Audit Committee** – Commissioner Michie reported that the Audit Committee had met on March 8, 2005, and discussed internal audits and the status of implementation of prior audit recommendations.

**Missouri Transportation Finance Corporation** – Commissioner Michie reported that the Missouri Transportation Finance Corporation had met on February 7, 2005. The Board of Directors (1) revised the bylaws to formalize the administrative services arrangement between the corporation and MoDOT, (2) authorized the purchase of fidelity insurance, (3) approved a direct loan to the City of Springfield in the amount of \$1.4 million for airport design and runways, and (4) reviewed the financial statements and audit of the Corporation prepared by the Evers Company of Jefferson City.

**Legislative Committee** – At the request of Commissioner McKenna, Jay Wunderlich, Director of Governmental Affairs reported on the status of state legislative issues having an impact on transportation: primary seat belt, motor carrier safety, work zone safety, and expansion of the Commission. Mr. Wunderlich also reported on the status of the federal transportation reauthorization bill. During the discussions, Commissioner Michie referred to a recent media report that a substantial amount of funds were being lost as a result of non-payment of sales tax on vehicles. He asked Mr. Wunderlich to assemble a team with representation from state agencies and associations that would have interest in, or be affected by, this issue in an attempt to identify a solution.

**Bond Finance Committee** – Commissioner Michie reported that the Bond Finance Committee had met on March 8, 2005, to consider staff recommendations for bond underwriters. (See following minute, “Selection of Bond Underwriters.”)

**Retirement System** – Commissioner Anderson reported that legislation to consolidate the Missouri Department of Transportation and State Highway Patrol Employees’ Retirement System with the Missouri State Employees Retirement System continues to have legislative interest. He noted that the Board of Trustees’ had voted to oppose the legislation and had subsequently submitted a letter to the elected officials pointing out its concerns. Commissioner Anderson said he anticipated substitute language to be drafted, and he encouraged the Commission members to be prepared to quickly review any substitute proposals in order to take a position thereon.

Mr. Anderson further reported that Senator John Griesheimer and Representative Charlie Schlottach had been appointed to the Board of Trustees.

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## **SELECTION OF BOND UNDERWRITERS**

On behalf of the Director, Pat Goff, Director of Finance, reported that the Commission’s Bond Financing Committee had met on March 8, 2005, to hear input from the MoDOT staff, MoDOT’s bond counsel, Sid Douglas of Gilmore and Bell, and MoDOT’s financial consultant, Kathy Kardell of Public Financial Management, related to 25 proposals to provide bond underwriting services.

Mr. Goff explained that the new Constitutional amendment (Amendment 3) approved by voters will allow MoDOT to change its marketing approach to include both fixed and variable rate bonds. He noted that on the basis of analyzing each of the proposals, the evaluation team assembled underwriting groups. He pointed out that the means had a strong Missouri presence and included Disadvantaged Business Enterprise (DBE) group members.

On behalf of the Bond Financing Committee, Mr. Goff recommended acceptance of the following bond underwriting groups:



### **Fixed Rate Issuance**

Citigroup, Senior Manager and lead senior underwriter for the first issuance  
Banc of America, Senior Manager  
RBC Dain Rauscher, Co-Senior Manager  
A. G. Edwards, Co-Senior Manager  
Stifel, Nicholas, & Company, Co-Senior Manager  
Edward Jones, Co-Senior Manager  
Loop Capital Markets, Co-Manager  
Siebert Brandford Shank, Co-Manager  
Commerce Bank, Co-Manager  
Oppenheimer, Co-Manager

### **Variable Rate Issuance**

(Each issue will include two senior managers to provide pricing competition.)

#### **Rotating Senior Managers**

RBC Dain Rauscher, lead senior manager on first issuance  
Merrill Lynch  
A. G. Edwards

Director Rahn noted that the performance of each team member would be monitored. Should there be lack of performance by any member(s) of the team, it will be removed and the team restructured for future underwriting issuances.

Commissioner Anderson observed that Missouri has extraordinary investment banking firms and expressed pleasure that some of those firms were included in the recommendation.

In response to inquiries from the Commission, Mr. Goff and Director Rahn explained the criteria used for evaluating the proposals and specifically the merits of using “knowledge of transportation financing and marketing approach,” as a criterion. Director Rahn acknowledged the complexity of bond underwriting and the competitive market for underwriters. In view thereof, he felt the proposal process had been very open and objective. Commissioner Anderson asked the staff to solicit input from the underwriting team before it disbands on the criteria and weighting factors that it believes would be most applicable in selecting future bond underwriters.

After consideration and upon motion by Commissioner Michie, seconded by Commissioner McKenna, the Commission unanimously concurred with the Bond Financing Committee's underwriter team selection, as noted above. The Commission further authorized the MoDOT Director or the Director of Finance to contract with these underwriters for the sale of bonds, subject to approval of the Chief Counsel's Office as to the form of the agreement. Commissioner Webber abstained from voting. After working with the underwriting groups to develop a marketing plan and determine the amount of bonds to be sold, the staff will return to the Commission to request authorization to issue bonds.

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#### **STATUS OF SMOOTHER, SAFER, SOONER PROGRAM, PLANNING FRAMEWORK**

On behalf of the Director, Kevin Keith, Chief Engineer, reported that 43 of the 177 Smooth Roads Initiative projects (Element 1 of the Amendment 3 Smoother, Safer, Sooner Program) are have been awarded to construction contractors. Work will begin as soon as weather permits.

Mr. Keith reminded the Commission that it had accelerated specific projects that were already in the Statewide Transportation Improvement Program (STIP) in January 2004 (Element 2); four of these projects have been awarded to construction contractors.

Mr. Keith recalled that the third element of the program involves adding new projects to the STIP. He reported that the first statewide meeting of MoDOT staff and regional planning partners to identify the highest priority needs was held on February 15, 2005, and proved to be a tremendous success. He noted that the initial list of high priority projects identified by regions working with their respective MoDOT district staff totaled 200 projects worth between \$8 billion

and \$9 billion. The list was then pared down to 59 projects worth over \$3 billion. At the meeting on February 15, the group heard presentations on each of the 59 projects and then worked to further prioritize the projects. The MoDOT staff is now reviewing the projects to ensure that the most practical and cost efficient design has been identified in order to cover as many projects as possible with the \$1.3 billion available for inclusion in the STIP. The MoDOT staff will meet with its regional planning partners on April 13, 2005, to discuss the outcome of allocating funds to the projects.

Mr. Keith reported that the increased amount of work on roadways necessitates a focused communication program in order for motorists to be prepared for delays and inconvenience and to heighten awareness of safety in work zones. A report on the proposed communication efforts will be presented to the Commission at its April 2005 meeting.

The Commission commended the staff on the success of the planning framework process and offered suggestions regarding the communications program.

\* \* \* \* \*

**PURCHASE EXCEEDING \$200,000,  
2005-2006 MISSOURI STATE HIGHWAY MAP**

On behalf of the Director, Kyle Kittrell, Transportation Planning Director, recommended approval of a contract extension with Universal Printing for printing three million 2005-2006 Missouri Official State Highway Maps at a cost of \$494,720. Delivery and distribution of the first production is expected by May 2005.

Via approval of the consent agenda, the Commission unanimously approved the recommendation and authorized the Director, Chief Engineer, Director of Finance, or Director of Administrative Services to approve further reprints and contract extensions for the 2005-2006 map in keeping with the provisions of the current contract, and to execute the documents necessary to complete the transaction.

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**PURCHASE EXCEEDING \$200,000,  
GALVANIZED STRUCTURAL STEEL POSTS**

On behalf of the Director, Dave DeWitt, Director of Administrative Services, recommended approval of the purchase of galvanized structural steel posts for Districts 1, 2, 3, 9, and 10 from Brookfield Fabricating Corp., at an anticipated total cost of \$382,494. Actual cost will be determined by actual number of posts ordered. This contract will be valid until March 31, 2005. These posts are needed to increase roadway visibility in keeping with the Smooth Roads Initiative.

Via approval of the consent agenda, the Commission unanimously approved the recommendation and authorized the Director, Chief Engineer, or Director of Administrative Services to execute the contract documents.

\* \* \* \* \*

**WORK ZONE SAFETY ADVERTISING CONTRACT,  
LEARFIELD COMMUNICATIONS, INC.**

On behalf of the Director, Don Hillis, Director of Operations, recommended approval of a contract with Learfield Communications, Inc., in the amount of \$214,750 in radio advertising to run April through September 2005. Using radio advertising allows the Department to

effectively target motorists with its work-zone safety messages, with the goal of reducing work-zone related injuries and fatalities.

Via approval of the consent agenda, the Commission unanimously approved the recommendation and authorized the Director, Chief Engineer, or Director of Operations to execute the contract.

\* \* \* \* \*

**PROFESSIONAL ENGINEERING SERVICES CONTRACT,  
I-70, JACKSON COUNTY**

On behalf of the Director, Dave Nichols, Director of Project Development, recommended approval of a contract with MACTEC, Inc., negotiated at \$1.8 million, to prepare the First Tier Environmental Impact Statement on the I-70 corridor extending from Kansas City's downtown Central Business District eastward to just east of the I-470 interchange.

Via approval of the consent agenda, the Commission unanimously approved the recommendation and authorized the Director, Chief Engineer, Director of Finance, or the Director of Project Development to execute the contract, subject to approval as to form by the Chief Counsel's Office.

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**2005-2009 STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM,  
2005 AMENDMENT**

On behalf of the Director, Kyle Kittrell, Transportation Planning Director, recommended that six new construction projects, totaling \$9,516,000, be added to the 2005-2009 Statewide Transportation Improvement Program.

County	Route	Description of Location/Improvement
Scott	57	Install delineators on I-57 from Sikeston to Illinois state line and I-155 from Hayti to Tennessee state line.
Mississippi	60	Joint repair for bridge over Mississippi River.
Johnson	50	Construct offset left-turn lanes, extend acceleration lanes, construct right-turn lanes at Route 58.
St. Louis	44	Pavement replacement from west of Central Avenue to Williams Road.
Jefferson	21	Construct the northbound and southbound left-turn lanes at Goldman/Glade Chapel Road.
St. Louis	340	Install new traffic signal and relocate an entrance at Incarnate Word School. The construction for this project is fully funded by Incarnate Word School, Woodchase Plaza and Woodchase Apartments.

Via approval of the consent agenda, the Commission unanimously approved the recommendation.

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#### **KCT INTERMODAL TRANSPORTATION CORPORATION, APPOINTMENTS AND REAPPOINTMENTS TO BOARD OF DIRECTORS**

On behalf of the Director, Pat Goff, Director of Finance, presented a request by the KCT Intermodal Transportation Corporation to:

- Reappoint W. F. Somervell and R. M. Scoggins to serve six-year terms commencing on June 28, 2002 (expiration of their initial appointments) and expiring on June 27, 2008.
- Reappoint S. B. Curtwright to serve a six-year term commencing on June 28, 2004, (expiration of his initial appointment) and expiring on June 27, 2010.
- Appoint W. P. Meriwether to replace A. W. Rees, who retired from the Kansas City Southern Railway, and to serve the remaining portion of the six-year term expiring on June 27, 2010. Mr. Meriwether is General Superintendent for the Union Pacific Railroad.
- Appoint D. P. Reynolds and B. E. Peek to replace J. L. Hardy and D. L. Stover respectively, to serve for the duration of their unexpired six-year terms, ending June 27, 2006. Mr. Hardy and Mr. Stover both relocated outside of the Kansas City area. Mr. Reynolds is General Manager for the Burlington Northern Santa Fe Railway and Mr. Peek is the CFO for the Kansas City Terminal Railway Company.

Via approval of the consent agenda, the Commission unanimously approved the appointments and reappointments to the KCT Intermodal Transportation Corporation, in accordance with the requirements of the Missouri Transportation Corporation Act.

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**WESTSIDE INTERMODAL TRANSPORTATION CORPORATION,  
APPOINTMENTS AND REAPPOINTMENTS TO BOARD OF DIRECTORS**

On behalf of the Director, Pat Goff, Director of Finance, presented a request by the Westside Intermodal Transportation Corporation to:

- Reappoint S. B. Curtwright to serve a six-year term commencing on December 27, 2003, (expiration of his initial appointment) and expiring on December 26, 2009.
- Appoint W. P. Meriwether to replace M. A. McCarthy who relocated outside of the Kansas City area, and serve the remaining portion of the six-year term expiring on December 26, 2009. Mr. Meriwether is General Superintendent for the Union Pacific Railroad.
- Appoint D. P. Reynolds to replace S. L. Weatherby to serve for the duration of the unexpired six-year term ending December 26, 2005. Mr. Weatherby is no longer responsible for any rail operations in the Kansas City area. Mr. Reynolds is General Manager for the Burlington Northern Santa Fe Railway.

Via approval of the consent agenda, the Commission unanimously approved the appointments and reappointments to the Westside Intermodal Transportation Corporation, in accordance with the requirements of the Missouri Transportation Corporation Act.

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**U.S. HIGHWAY 67 TRANSPORTATION CORPORATION,  
APPOINTMENT TO BOARD OF DIRECTORS**

On behalf of the Director, Pat Goff, Director of Finance, and Scott Meyer, District 10 Engineer, presented a request by the U.S. Highway 67 Transportation Corporation to appoint Larry Cotrell to the U.S. Highway 67 Transportation Corporation to replace Scott Faughn, who

resigned. Mr. Cotrell will serve for the duration of Mr. Faughn's five-year term expiring December 1, 2009.

Via approval of the consent agenda, the Commission unanimously approved the appointment of Larry Cotrell to the U.S. Highway 67 Transportation Corporation, in accordance with the requirements of the Missouri Transportation Corporation Act.

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#### **MID RIVERS/N TRANSPORTATION DEVELOPMENT DISTRICT, APPOINTMENT OF AN ADVISOR, APPROVAL OF THE PROJECT**

On behalf of the Director, Ed Hassinger, District 6 Engineer, and Pat Goff, Director of Finance, presented the Mid Rivers/N Transportation Development District's proposed transportation projects, which are:

1. Widen Mid Rivers Mall Drive from the intersection of Highway N to a point approximately 400 linear feet north thereof and approximately 700 linear feet south thereof.
2. Provide a right-hand turn lane from southbound Mid Rivers Mall Drive to westbound Highway N.
3. Provide an additional left-hand turn lane from eastbound Highway N to northbound Mid Rivers Mall Drive.
4. Provide an additional left-hand turn lane from northbound Mid Rivers Mall Drive to westbound Highway N.
5. Widen Central School Road from its intersection with Highway N for a distance of approximately 600 linear feet to the east.
6. Widen Highway N from its intersection with Mid Rivers Mall Drive for a distance of approximately 900 linear feet to the west.
7. Provide for two additional signalized intersections on Mid Rivers Mall Drive north of the Highway N intersection, including directional control and striping.
8. Construct all necessary sidewalks.
9. Perform, install and/or construct all accompanying grading, drainage, pavement, gutters, curb, sidewalk, storm water facilities, structures (including architectural treatments thereto), signing, striping, lighting, traffic lights, landscaping, utilities relocation or other similar or related infrastructure or improvements in connection with items (1) through (8) above.



A portion of the transportation project would be built on the Commission's right of way and be merged into the state highway system as a part of Highway N, therefore, the Commission has a direct interest in the state portion of the proposed project.

The Development District will fund the costs of the project through the imposition of a sales tax pursuant to the Development District Act. The Commission has no financial participation in the project.

Via approval of the consent agenda, the Commission unanimously (1) appointed the District 6 St. Charles County Area Engineer as the Commission advisor to the Mid Rivers/N Transportation Development District's board of directors, and (2) found the Commission's portion of the project to be a necessary and desirable extension of the state highways and transportation system, subject to the District making any revisions in the plans and specifications required by the Commission.

In keeping with the Commission's Delegation of Authority to Execute Documents, the Director, Chief Engineer, or respective Business Unit Director may execute the related agreements.

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## **CONSIDERATION OF BIDS ON FEDERAL-AID AND STATE PROJECTS**

### **Award of Contracts February 18, 2005, Bid Opening**

On behalf of the Director, Dave Nichols, Director of Project Development, stated that bids for road and bridge improvement projects had been received on February 18, 2005.

Mr. Nichols presented a tabulation of the bids received on all projects and recommended awards be made to the lowest responsive and responsible bidder noted below. Mr. Nichols recommended that the bid of Jefferson Asphalt Company, on Call 901, be declared non-responsive for failing to submit bids for all projects of a required combination.

<b>Route County Project</b>	<b><u>Bid Amount Plus 2% for Contingencies</u></b>	<b><u>Non- Contractual Costs</u></b>	<b><u>Contractor</u></b>
<b>Call 101</b> B Daviess J1S0661	\$1,314,445.24	\$2,573.46	Emery Sapp & Sons, Inc. Columbia, Mo
<b>Call 102</b> DD Gentry J1S0811	723,993.30	1,252.56	Boone Construction Co. Columbia, MO
<b>Call 103</b> B Daviess J1S0584	701,470.73	1,113.92	Boone Construction Co. Columbia, Mo
<b>Call 104</b> 759 Buchanan J1S0909	50,326.80	1,644.00	The St. Joseph Fuel Oil & Manufacturing Co. St. Joseph, MO
<b>Call 202</b> 65 Livingston J2D0500D 65 Grundy/Mercer J2M0017	2,500,250.12	800.00	Norris Asphalt Paving Co. Ottumwa, IA
<b>Call 203</b> 63 Macon J2D0500A Bus. 63 Randolph J2D0500B	3,724,456.17	2,952.00	W. L. Miller Company Hamilton, IL

63  
Adair  
J2D0500C

**Call 301**

KK  
Monroe  
J3S0481

544,826.22

110.72

Bleigh Construction  
Company  
Hannibal, MO

**Call 303**

N  
Montgomery  
J3S0606

1,301,572.48

790.90

Bleigh Construction  
Company  
Hannibal, MO

**Call 304**

E  
Lewis  
J3S0453

795,288.23

53.96

Bleigh Construction Company  
Hannibal, MO

**Call 402**

435  
Jackson  
J4I0766P

231,215.23

328.00

Clarkson Construction  
Company  
Kansas City, MO

**Call 501**

70  
Cooper/Boone  
J5I0845

3,311,265.16

656.00

Collins & Hermann, Inc.  
St. Louis, Mo

**Call 503**

E  
Moniteau  
J5S0543

706,983.25

512.00

APAC-Missouri, Inc.  
Columbia, MO

**Call 504**

50/63  
Cole  
J5P0872  
50/63  
Cole  
J5P0873

1,884,518.26

656.00

Gaines Construction,  
Inc.  
Wentzville, MO

**Call 602**

70  
St. Louis City  
J6I1761

293,455.79

72.00

Gaines Construction,  
Inc.  
Wentzville, MO

<b>Call 604</b> FF Franklin J6S1073	1,700,629.34	360.60	HBI Construction, LLC Fenton, MO
<b>Call 605</b> 70 St. Louis City J6M0096	86,751.00		Munie Outdoor Services, Inc. Caseyville, IL
<b>Call 606</b> T Franklin J6S1056 T Franklin J6S1057 T/V and H Franklin J6S1738	3,701,580.00	858.00	Goodwin Bros. Construction Co. Crystal City, MO
<b>Call 609</b> 180 St. Louis J6D0500T 70 St. Louis City J6D0500U	1,638,509.13	1,968.00	N. B. West Contracting Co. Brentwood, MO
<b>Call 610</b> 100 St. Louis City J6D0500M 100 St. Louis J6D0500V	3,115,795.79	1,312.00	Pace Construction Company St. Louis, MO
<b>Call 801</b> 13 Greene/Polk J8D0500C	1,177,146.23	656.00	APAC-Missouri, Inc. Columbia, MO
<b>Call 802</b> 160 Christian J8S0700C	1,581,297.74	656.00	Leo Journagan Construction Company, Inc. Springfield, MO

**Call 803**

13	2,530,905.10	1,312.00	APAC-Missouri, Inc.
Polk/Greene			Columbia, MO
J8D0500E			

**Call 902**

44	11,840,202.95	1,968.00	Chester Bross Const. Co./
Pulaksi			C.B. Equipment, Inc.
J9I0535			Hannibal, MO
44			
Pulaski			
J9I0536			
44			
Pulaski/Phelps			
J9D0500A			

Totals	<u>\$45,456,884.26</u>	<u>\$22,606.12</u>	
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Construction speed limits conform to the standard work zone speed limits shown on Standard Drawing No. 616.10 as approved by the Commission.

**Authority to Reject Bids**

Mr. Nichols advised the Commission that bids were received February 18, 2005, on the following projects. He recommended the bids on Calls 201, 302, 401, 502, 601, 607, 608, 701 and 901 be rejected because they were considered excessive.

<u>Route</u>	<u>County</u>	<u>Project</u>
<b>Call 201</b>		
V	Linn	J2S0722
<b>Call 302</b>		
54	Audrain	J3P0664
<b>Call 401</b>		
Bus. 50	Johnson	J4S1665

**Call 502**

65	Benton	J5P0778
PKS	Hickory	J8L05POM
5	Camden	J5L0500E
FF	Benton/Camden	J5I0500F
254	Hickory	J8L0500E
NN	Dallas/Hickory	J8L0500F
64	Hickory	J8L0500G

**Call 601**

64	St. Louis City	J6I1605
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**Call 607**

70	St. Louis	J6D0500K
141	St. Louis	J6D0500N
40/64	St. Louis	J6D0500Q
100	St. Louis	J6D0500R
70	St. Charles	J6D0500S
40	St. Louis	J6P1780

**Call 608**

370	St. Louis	J6P1621
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**Call 701**

13	St. Clair	J7P0793
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**Call 901**

44	Phelps/Crawford	J9I0533
44	Phelps	J9I0534
44	Crawford	J9D0500C

**Commission Action**

After consideration and upon motion by Commissioner McKenna, seconded by Commissioner Webber, the Commission took the following action.

1. Awarded contracts to the lowest responsive and responsible bidders for bids received on February 18, 2005, as recommended and noted above, and authorized an additional two percent of the contract amount for contingencies. The Commission approved the allocation of funds covering the non-contractual costs for these projects as indicated on the above tabulation.
2. Rejected the bids on Calls 201, 302, 401, 502, 601, 607, 608, 701, and 901.
3. Declared the bid of Jefferson Asphalt on Call 901 non-responsive.

In keeping with the Commission's Delegation of Authority to Execute Documents, the Director, Chief Engineer, or Director of Project Development may execute the contracts awarded above.

The Commission noted, with concern, the number of bids that were rejected and encouraged the staff to make every attempt to restructure the work, if applicable, in order to receive the competitive bids needed to accomplish the Smoother, Safer, Sooner Program.

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## **ROADWAY LOCATION AND/OR DESIGN APPROVAL**

On behalf of the Director, District Engineers informed the Commission that preliminary plans and exhibits for the following projects were advertised or presented at a public hearing.

**Route 54, Pike County  
Mississippi River Bridge at Louisiana  
Job No. J3P0673  
Public Hearing Held December 13, 2004**

This proposed improvement will rehabilitate the existing Route 54 (Champ Clark) bridge over the Mississippi River. No right of way is needed on this project. Traffic will be handled over the existing structure and roadbed. This project is 0.4 mile in length.

Mr. Kirk Juranas, District 3 Engineer, recommended approval of the location and design of the proposed improvement with lane and full closures as presented at the hearing.

**Route D, Clark County  
Bridge over Wyaconda River  
0.5 Mile East of Route M  
Job No. J3S0718  
No Public Hearing Held**

This proposed improvement will rehabilitate the existing bridge by replacing the existing 22-foot wide deck, superstructure, end bents and caps at two of the four intermediate bents. The new deck will be 24 feet wide and will carry legal loads without posting. This project will have normal access right of way. Route D will be closed for a period of approximately two months during the summer for rehabilitation of the bridge. Traffic will be detoured over county and state roads during the closure. This project is 0.2 mile in length.

Mr. Kirk Juranas, District 3 Engineer, recommended approval of the location and design of the proposed improvement as advertised for a public hearing.

**Route I-70, St. Charles County  
0.2 Mile East of Lake St. Louis Boulevard at Peruque Creek  
Job No. J6I1598**

**Public Hearing Held January 19, 2005**

This proposed improvement provides for the bridge replacement of the I-70 South Outer Road Bridge (Bridge Number R-93) over Peruque Creek. No new right of way is needed for this bridge replacement project. The I-70 South Outer Road will be closed for approximately four months to replace the bridge and raise the roadway grade to the level of I-70. A detour is available around the bridge site using I-70 between Lake St. Louis Boulevard and Bryan Road. Access is also available using Lake St. Louis Boulevard and the Bent Oak cutoff to get around the closure. This project is 0.3 mile in length.

Mr. Ed Hassinger, District 6 Engineer, recommended approval of the closure of the I-70 South Outer Road during the bridge replacement as presented at the public hearing.

**Route VV, New Madrid County  
1.5 Miles East of Route 153  
Job No. J0S0831**

**No Public Hearing Held**

This proposed improvement will replace the deck on Bridge N890 over Drainage Ditch No. 4 and minor approach improvements to accommodate a new deck. This project requires no new right of way. Traffic will be affected by closure of the roadway. This project is 0.1 mile in length.

Mr. Scott Meyer, District 10 Engineer, recommended approval of the location and design of the proposed improvement as advertised for a public hearing.

**Route ZZ, New Madrid County  
7.5 Miles West of Route 61  
Job No. J0S0832**

**No Public Hearing Held**

This proposed improvement will replace an existing Bridge T-786 over Drainage Ditch No. 55. This project will have normal access. Traffic will be affected by closure of the roadway. This project is 0.1 mile in length.



Mr. Scott Meyer, District 10 Engineer, recommended approval of the location and design of the proposed improvement as advertised for a public hearing.

After full consideration of the favorable and adverse economic, social, and environmental effects of the recommended designs, the Commission, via approval of the consent agenda, unanimously found and determined the recommended designs would best serve the interest of the public and approved the recommendation.

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**ADMINISTRATIVE RULES,  
REPORT AND RECOMMENDATION REGARDING  
NOTICE OF AMENDED RULEMAKING,  
7 CSR 10-9.010 THROUGH 7 CSR 10-9.060, LOGO SIGNING**

On behalf of the Director, Eileen Rackers, State Traffic Engineer, presented amended rules 7 CSR 10-9.010 through 7 CSR 10-9.060 regarding logo signing to reflect Federal Highway Administration's revision to 23 CFR 655, which governs the National Standards for Traffic Control Devices and amends the Manual on Uniform Traffic Control Devices, 2003 Edition. The amended rulemaking is required to reflect MoDOT's current policy as it relates to qualifying for and controlling logo signs.

Via approval of the consent agenda, the Commission unanimously approved filing the notice of amended rulemaking with the Joint Committee on Administrative Rules and the Office of the Secretary of State, and authorized the Director or Chief Engineer to execute documents necessary to initiate this rulemaking process.

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## **RATIFICATION OF APPROVAL OF RIGHT OF WAY PLANS FOR CONDEMNATION**

On behalf of the Director, Dave Nichols, Director of Project Development, recommended the Commission ratify the approval of the Chief Engineer of the following right of way plans which have been filed for condemnation.

<b><u>County</u></b>	<b><u>Route</u></b>	<b><u>Job Number</u></b>	<b><u>Date Commission Approved Design</u></b>
Camden	5	J5P0591	December 3, 1999(1 <sup>st</sup> Amended)
Camden	5	J5P0591B	December 3, 1999

In accordance with Section 227.050 RSMo, the Commission, via approval of the consent agenda, approved the right of way plans for the above noted projects and directed they be filed as necessary for the condemnation of right of way.

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## **-- REPORTS --**

### **MoDOT FINANCIAL REPORT**

Pat Goff, Director of Finance, presented the Financial Report for Fiscal Year 2005 through January 31, 2005. The Financial Report is prepared on a cash basis and does not reflect construction contracts or funds encumbered for expense and equipment.

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### **FISCAL YEAR 2005 BUDGET, CAPITAL IMPROVEMENT PROGRAM SEMI-ANNUAL REPORT**

Dave DeWitt, Director of Administrative Services, presented the capital improvement program semi-annual report summarizing the status of active projects and funds expended on each project. This report covers the period extending from July 1, 2004, through December 31, 2004.

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### **FISCAL YEAR 2005 BUDGET, EQUIPMENT REPLACEMENTS**

Dave DeWitt, Director of Administrative Services, presented a semi-annual report regarding purchases made under the Fleet Equipment Acquisition and Leasing Plan. This report covers the period extending from July 1, 2004, through December 31, 2004.

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**FISCAL YEAR 2005 BUDGET,  
ROUTINELY BID GOODS AND SERVICES  
PURCHASES/CONTRACTS OVER \$200,000**

Dave DeWitt, Director of Administrative Services, presented a semi-annual report for specific routinely bid goods and services related to specific maintenance and traffic operations of contracts or purchases that exceeded \$200,000. This report covers the period extending from July 1, 2004, through December 31, 2004.

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**FISCAL YEAR 2005 BUDGET,  
INFORMATION SYSTEMS**

Pat Goff, Director of Finance, presented a semi-annual report on the commodity purchases made on behalf of the Department. This report covers the period extending from July 1, 2004, through December 31, 2004.

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By unanimous vote of all members present, the meeting of the Commission was adjourned.

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